IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION No: 17870 of 2004

Between:

Dr. A. Kondala Rao S/o Yellaiah
(Medical Officer) Primary Health Centre, Dornakal, Warangal District

..... PETITIONER

AND

1 The Government of A.P. rep by Principal Secretary Department of Health, Medical & Family Welfare
Secretariat, Hyderabad
2 The Director, Medical & Health Service, Koti, Hyderabad
3 The District Medical & Health Officer, Warangal
4 Dr. R. Srinivasulu S/o Late Sheshaiah
Primary Health Centre, Narmetta, Warangal District
5 Sri D.S. Redya Naik S/o Sri Ram Naik
Government of A.P. Secretariat, Hyderabad

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or direction more particularly one in the nature of Writ of Certiorari calling for records in O.A. No. 5323 of 2004 on the file of the A.P. Administrative Tribunal and Quash set a side the order dated 20-09-2004 in the said O.A.

Counsel for the Petitioner: MR.SRINIVASA RAO BODDULURI

Counsel for the Respondents: GP FOR MEDICAL HEALTH & FAMI.WELFARE

The Court made the following:

ORAL ORDER (PER GB,J.)

The Writ Petition is filed assailing the order, dated 20.9.2004 passed by the Andhra Pradesh Administrative Tribunal, Hyderabad, in O.A.No.5323 of 2004.

2. The matter relates to transfer of the petitioner who is a medical officer. The petitioner was working as a medical officer at Primary Health Centre, Dornakal, and he was transferred to Primary Health Centre, Narmetta.

3. The Tribunal refused to grant interim stay of the transfer order, but however, it is now brought to the notice of this Court that even though there was interim suspension, the petitioner is not continued for the reasons best known to him. Since, the matter is yet to be decided by the Tribunal, we are not inclined to interfere at this stage.

4. Accordingly, the Writ Petition is disposed of with a direction that the Tribunal shall dispose of the O.A. finally within a period of four weeks from the date of receipt of a copy of this order. Pending disposal of the O.A., *status quo* obtaining as on today shall continue.

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(G. BIKSHAPATHY, J.)

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(P.S. NARAYANA, J.)

Date: 15.12.2004

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To

1 The Principal Secretary, Government of A.P., Department of Health, Medical & Family Welfare
Secretariat, Hyderabad
2 The Director, Medical & Health Service, Koti, Hyderabad
3 The District Medical & Health Officer, Warangal
4 Dr. R. Srinivasulu S/o Late Sheshaiah
Primary Health Centre, Narmetta, Warangal District
5 Sri D.S. Redya Naik S/o Sri Ram Naik,
Government of A.P. Secretariat, Hyderabad

6 2 CCs to the G.P. for Medical Health and Family Welfare, High Court of A.P., Hyderabad (OUT).

7 2 CD copies.

8 The Registrar, A.P. Administrative Tribunal, Hyderabad.